

United States District Court

For the Northern District of California

1 John Frederic Garmon,

2 Plaintiff,

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7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
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10 No. C 04-3772 WDB
11
12 v.
13 Peralta Community College District,
14 et al.,
15 Defendant(s). /

16 On June 16, 2006, plaintiff filed his Motion for Attorneys' Fees, Costs and
17 Declaratory Relief. As stated in the Court's Order re Plaintiff's Motion for Attorneys'
18 Fees and Costs, filed August 17, 2006, the Court denied plaintiff's request for
19 attorneys' fees. The Court did state that it would consider awarding a portion of
20 plaintiff's request for costs if, by August 25, 2006, plaintiff filed a supplemental
21 submission identifying those costs that are attributable only to plaintiff's successful
22 retaliation claim. The August 17th order also stated that the matter of costs would be
23 deemed submitted September 1, 2006.

24 Plaintiff did not file a supplemental submission pertaining to costs. We
25 interpret plaintiff's declination to file the necessary supplemental support for his
26 request for costs as a withdrawal of that request. Accordingly, plaintiff's June 16th
27 motion for costs is DENIED.

1 This order disposes of docket number 126.

2 IT IS SO ORDERED.

3 Dated: September 5, 2006

4 /s/ Wayne D. Brazil
5 WAYNE D. BRAZIL
6 United States Magistrate Judge

7 Copies to:
8 Parties, WDB
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